

# BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

Derald Morgan, Rick and Cindy Graver,	)	
William and Gloria Phipps and David Lott,	)	
	)	
Complainants	)	
	)	
v.	)	File No. WC-2017-0037
	)	
Carl Richard Mills, Carriage Oaks Estates Homes	)	
Association, Distinctive Designs and Caring	)	
Americans Trust Foundation, Inc. (f/k/a Caring	)	
Americans Foundation, Inc.),	)	
	)	
Respondents.	)	

## NOTICE OF CONTESTED CASE AND ORDER DIRECTING FILING

Issue Date: August 4, 2016

Effective Date: August 4, 2016

On August 4, 2016, the complainants filed their *Complaint*, a copy of which is attached. That filing requires the Commission to set a hearing<sup>1</sup> which, on the matters raised in the complaint, signifies a contested case.<sup>2</sup> A contested case is a formal hearing procedure, but it allows for waiver of procedural formalities and a decision without an evidentiary hearing, including by stipulation and agreement.<sup>3</sup> The Commission's regulations provide for discovery at 4 CSR 240-2.090.

### THE COMMISSION ORDERS THAT:

1. No later than September 6, 2016, the respondents shall file an answer.

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<sup>1</sup> Section 392.240, RSMo 2000.

<sup>2</sup> Section 536.010(4), RSMo Supp. 2013.

<sup>3</sup> Section 536.060, RSMo 2000; 4 CSR 240-2.115.

2. The Commission's staff shall conduct an investigation as to the cause of the complaint and shall file a report no later than September 20, 2016.

3. The Commission's Data Center shall serve a copy of this order and the complaint upon the respondents by certified mail, postage prepaid, at the following address.

209 Falling Leaf Ct.  
Reed Springs, MO 65737

4. This order shall be effective when issued.

**BY THE COMMISSION**



A handwritten signature in dark ink, reading "Morris L. Woodruff".

Morris L. Woodruff  
Secretary

Daniel Jordan, Senior Regulatory Law Judge,  
by delegation of authority pursuant  
to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 4<sup>th</sup> day of August, 2016.